

REPORT OF THE COMMITTEE ON ZONING AND PLANNING

Voting Members:

Ikaika Anderson, Chair; Breene Harimoto, Vice-Chair;
Ann H. Kobayashi, Ron Menor, Kymberly Marcos Pine

Committee Meeting Held
June 26, 2014

Honorable Ernest Y. Martin
Chair, City Council
City and County of Honolulu

Mr. Chair:

Your Committee on Zoning and Planning, to which was referred
Resolution 14-140 entitled:

"RESOLUTION AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE
TO APPLY, ACCEPT, AND EXPEND FUNDS FROM THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY (EPA) UNDER THE
BROWNFIELDS ASSESSMENT GRANT PROGRAM AND TO ENTER INTO
INTERGOVERNMENTAL AGREEMENTS WITH THE EPA FOR SAID FUNDS,"

introduced on June 18, 2014, reports as follows:

The purpose of Resolution 14-140 is to authorize the Mayor, or the Mayor's
Designee, to apply for, accept, and expend funds from the U.S. EPA Brownfields
Assessment Grant Program, and to enter into intergovernmental agreements with the
EPA.

Section 1.8.2, ROH, requires city departments and agencies to obtain Council
consent and approval prior to entering into an agreement that places an obligation on
the City. Applications for agreements must be submitted by resolution to the
Council for review and approval prior to transmittal. Any subsequent agreements
should be approved by separate resolutions.

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON JUL 9 2014

COMMITTEE REPORT NO. 210

REPORT OF THE COMMITTEE ON ZONING AND PLANNING

Voting Members:

Ikaika Anderson, Chair; Breene Harimoto, Vice-Chair;
Ann H. Kobayashi, Ron Menor, Kymberly Marcos Pine

Committee Meeting Held
June 26, 2014
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At your Committee's meeting of June 26, 2014, a representative of the Department of Planning and Permitting (DPP) advised your committee that an application was not attached to the Resolution as the department had not yet completed its preparation. DPP further advised your Committee that a copy of the application would be forthcoming prior to the next City Council meeting.

At its June 26 meeting, your Committee considered a hand-carried CD1 version of the Resolution which makes the following changes:

- A. Amends the title and text of the Resolution to authorize only the application for the grant funds, since any subsequent agreement with the EPA for the funds will be subject to Council approval by subsequent resolution.
- B. Deletes the paragraphs relating to the uncompleted application and also deletes the attached exhibits.
- C. In anticipation of the submission to the Council of the completed application, adds a new WHEREAS paragraph stating that the application is attached as Exhibit A and incorporated by this reference.
- D. In anticipation of the submission to the Council of the completed application, adds new RESOLVED paragraphs approving the application and authorizing the Mayor or the Mayor's designee to apply for the funds pursuant to the application.
- E. Makes miscellaneous technical and nonsubstantive amendments.

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON JUL 9 2014

COMMITTEE REPORT NO. 210

REPORT OF THE COMMITTEE ON ZONING AND PLANNING

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Committee Meeting Held
June 26, 2014
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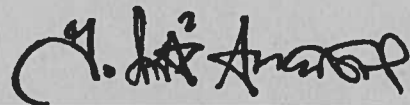
A Representative of the DPP stated that the Department was in support of the CD1 version of the Resolution.

No public testimony was offered on the Resolution.

Due to the time-sensitive nature of the application, your Committee Chair recommended that the Resolution be reported out to full Council in the form of the hand-carried CD1, for action by the Council if the DPP is able to submit the application in time to be attached to the Resolution by way of a proposed FD1.

Your Committee on Zoning and Planning is in accord with the intent and purpose of Resolution 14-140, as amended herein, and recommends it be reported out for action in the form attached hereto as Resolution 14-140, CD1. (Ayes: Anderson, Harimoto, Kobayashi – 3; Noes: None; Excused: Menor, Pine - 2.)

Respectfully submitted,



Committee Chair

At the 7/9/14 Council meeting, the Resolution was amended and subsequently adopted in the form attached hereto as Resolution 14-140, CD1, FD1.

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON JUL 9 2014

COMMITTEE REPORT NO. 210



RESOLUTION

AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR FUNDS FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (EPA) UNDER THE BROWNFIELDS ASSESSMENT GRANT PROGRAM.

WHEREAS, Chapter 1, Article 8, Revised Ordinances of Honolulu 1990, as amended (ROH), requires that when carrying out the provisions of any intergovernmental agreement, all applications and/or amendments thereof, statistical data programs, reports or other official communications which support the application and which are required to be provided by the City and County of Honolulu or its component departments to any other governmental or quasi-governmental agency shall first be presented to the City Council for its review and approval prior to its transmittal; and

WHEREAS, the Environmental Protection Agency (EPA), through a Notice of Funding Availability, has announced funding opportunities through the Brownfields Assessment Grant Program; and

WHEREAS, the Department of Planning and Permitting (DPP) currently conducts land use and community planning for the City and County of Honolulu; and

WHEREAS, the purpose of the Brownfields Assessment Grant Program is to provide funding for developing inventories of Brownfields, prioritizing sites, conducting community involvement activities and conducting site assessments and cleanup planning related to Brownfields sites; and

WHEREAS, the DPP desires to apply for grant funds through the EPA's Brownfields Assessment Grant Program to assist with the planning and implementation of transit-oriented development along the transit corridor; and

WHEREAS, the proposed application is attached hereto as Exhibit A and incorporated herein by this reference; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the application for grant funds through the EPA's Brownfields Assessment Grant Program, attached hereto as Exhibit A, is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor or the Mayor's designee is hereby authorized to apply for funds from the EPA under the Brownfields Assessment Grant Program pursuant to the application; and



RESOLUTION

BE IT FURTHER RESOLVED that any subsequent cooperative agreement with the EPA for the grant funds shall require the prior consent and approval of the Council pursuant to ROH Chapter 1, Article 8; and

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the Mayor and the Director of Planning and Permitting.

INTRODUCED BY:

Ernest Martin (b/r)

DATE OF INTRODUCTION:

June 18, 2014
Honolulu, Hawaii

Councilmembers



RESOLUTION

AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR FUNDS FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (EPA) UNDER THE BROWNFIELDS ASSESSMENT GRANT PROGRAM.

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WHEREAS, the Environmental Protection Agency (EPA), through a Notice of Funding Availability, has announced funding opportunities through the Brownfields Assessment Grant Program; and

WHEREAS, the Department of Planning and Permitting (DPP) currently conducts land use and community planning for the City and County of Honolulu; and

WHEREAS, the purpose of the Brownfields Assessment Grant Program is to provide funding for developing inventories of Brownfields, prioritizing sites, conducting community involvement activities and conducting site assessments and cleanup planning related to Brownfields sites; and

WHEREAS, the DPP desires to apply for grant funds through the EPA's Brownfields Assessment Grant Program to assist with the planning and implementation of transit-oriented development along the transit corridor; and

WHEREAS, the proposed application is attached hereto as Exhibit A and incorporated herein by this reference; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the application for grant funds through the EPA's Brownfields Assessment Grant Program, attached hereto as Exhibit A, is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor or the Mayor's designee is hereby authorized to apply for funds from the EPA under the Brownfields Assessment Grant Program pursuant to the application; and



RESOLUTION

BE IT FURTHER RESOLVED that any subsequent cooperative agreement with the EPA for the grant funds shall require the prior consent and approval of the Council pursuant to ROH Chapter 1, Article 8; and

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the Mayor and the Director of Planning and Permitting.

INTRODUCED BY:

Ernest Martin (b/r)

DATE OF INTRODUCTION:

June 18, 2014
Honolulu, Hawaii

Councilmembers

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- ☐ Preapplication
☒ Application
☐ Changed/Corrected Application

*** 2. Type of Application:**

- ☒ New
☐ Continuation
☐ Revision

*** If Revision, select appropriate letter(s):**

*** Other (Specify)**

*** 3. Date Received:**

4. Applicant Identifier:

N/A

5a. Federal Entity Identifier:

N/A

*** 5b. Federal Award Identifier:**

N/A

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:**

City and County of Honolulu

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

99-6001257

*** c. Organizational DUNS:**

0777016470000

d. Address:

*** Street1:**

650 South King Street, 7th Floor

Street2:

*** City:**

Honolulu

County:

Honolulu

*** State:**

HI

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

96813-3078

e. Organizational Unit:

Department Name:

Department of Planning and Permitting

Division Name:

Transit-Oriented Development

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Mr.

*** First Name:**

Shern

Middle Name:

*** Last Name:**

Lawlor

Suffix:

Title: Transit-Oriented Development Planner

Organizational Affiliation:

Employee

*** Telephone Number:**

(808) 768-8046

Fax Number:

(808) 768-6743

*** Email:**

slawlor@honolulu.gov

Application for Federal Assistance SF-424

9. Type of Applicant 1: Select Applicant Type:

County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

*** Other (specify):**

*** 10. Name of Federal Agency:**

11. Catalog of Federal Domestic Assistance Number:

66.818

CFDA Title:

Brownfields Assessment and Cleanup Cooperative Agreements

*** 12. Funding Opportunity Number:**

EPA-OSWER-OBLR-13-05

*** Title:**

FY14 Brownfields Assessment Grants

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

City and County of Honolulu

*** 15. Descriptive Title of Applicant's Project:**

Honolulu Transit-Oriented Development (TOD) Brownfields Assessment

Attach supporting documents as specified in agency instructions.

Application for Federal Assistance SF-424**16. Congressional Districts Of:**

* a. Applicant HI-001

* b. Program/Project HI-001

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date: 10/1/14

* b. End Date: 9/30/17

18. Estimated Funding (\$):

* a. Federal \$400,000

* b. Applicant

* c. State

* d. Local

* e. Other

* f. Program Income

* g. TOTAL \$400,000

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**☐ a. This application was made available to the State under the Executive Order 12372 Process for review on☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.☒ c. Program is not covered by E.O. 12372.*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.) Applicant Federal Debt Delinquency Explanation**☐ Yes☒ No

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

☒ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: Mr.

* First Name: Harrison

Middle Name:

* Last Name: Rue

Suffix:

* Title: Community Building and TOD Administrator

* Telephone Number: (808) 768-8294

Fax Number: (808) 768-6743

* Email: hrue@honolulu.gov

* Signature of Authorized Representative:

* Date Signed: 7/3/2014

**U.S. ENVIRONMENTAL PROTECTION AGENCY
BROWNFIELDS ASSESSMENT PROGRAM**

WORK PLAN

Cooperative Agreement #: _____(TBD)

FOR

Honolulu TOD Brownfields Assessment

July 2014

Prepared By:

Shem Lawlor
808-768-8046
650 S. King Street, 7th Floor
Honolulu, HI 96813

Submitted by

**City and County of Honolulu
Department of Planning and Permitting**

Harrison Rue
808-768-8294
650 S. King Street, 7th Floor
Honolulu, HI 96813

City and County of Honolulu Transit-Oriented Development (TOD) Brownfields Assessment Grant Work Plan

A. City and County of Honolulu – Community-Wide Assessment

B. Background

The City and County of Honolulu proposes to use United State Environmental Protection Agency (EPA) Brownfields Grant Program funding to assess the environmental and remedial needs for selected sites within the one-half mile transit-oriented development (TOD) zones surrounding seven of the City's planned 21 rail stations.

The Honolulu rail project presents an opportunity to implement smarter growth policies to better meet the needs of Honolulu's growing population. Our TOD program aims to focus on housing and job growth along the transit corridor, revitalize existing communities, and to aid the preservation and development of affordable housing. However, the scarcity of land for development along the rail corridor means that industrial parcels with Brownfields issues will need to play a critical role in TOD.

Brownfield sites can suppress redevelopment efforts in TOD areas by creating visual blight that reduces the overall attractiveness of the communities. Brownfield sites can have profound impacts on the health and well being of a community, particularly upon sensitive populations such as children, women of child-bearing age, and the elderly. The high population densities and lack of open space within the TOD area heightens the risk of exposure to Brownfield contaminants, particularly for active children.

The identification and assessment activities funded through this proposal would leverage the considerable planning and outreach already done within each of the TOD areas to identify sites that offer the greatest potential to revitalize these communities and stimulate additional public and private redevelopment efforts.

C. Goals and Objectives

a. EPA Strategic Plan

This project supports EPA's Strategic Plan and GPRA Goal 3: Cleaning Up Communities and Advancing Sustainable Development, Objective 3.1 Promote Sustainable and Livable Communities.

Outputs:

Cooperative Agreement Work Plan and Budget
Environmental Consultant RFP & Contract
11-12 Quarterly Progress Reports

Public Involvement Plan (PIP)
Brownfields Advisory Committee
Creation of a Project Webpage
Facts sheets, Presentation Materials for 2-3 Brownfield Seminars
GIS-based, Prioritized Inventory List of Potential Brownfield Sites
Access Agreements with Owners of Selected Brownfields Site
12 Phase I Environmental Site Assessment (ESA) Reports
10 Phase II Sampling and Analysis Plan (SAP) Reports
10 Phase II ESA Reports
Remedial Clean up Plans for 4 Properties

Outcomes:

GIS Based Inventory of Potential Brownfield Sites
12 Phase I ESAs
10 Phase II SAPs
10 Phase II ESAs
Remedial Clean up Plans for 4 Properties

b. Project Goals

The City's goal is to use the EPA funding to help facilitate infill development and adaptive reuse on brownfield sites within the TOD areas around seven of the HART rail stations. The EPA funding will help maximize the City's large investment in rail and reduce suburban sprawl by facilitating infill development and adaptive reuse of underutilized properties within the rail corridor.

D. Tasks

Task 1 - Project Management and Reporting

a. Task Description

City staff will work with EPA staff to finalize and enact a Cooperative Agreement Work Plan and Budget. Staff will then issue an RFP to identify and then contract with a consultant or consultants to complete the various tasks outlined below. Project staff will oversee all consultant work and lead community outreach efforts.

Project staff will complete and submit 12 Quarterly Reports (including ACRES reporting) and a Final Project Report. Staff will also work with EPA staff to ensure compliance with all closeout requirements in the Terms and Conditions of the Cooperative Agreement.

Project staff will travel to and participate in annual EPA Brownfields conferences as well as other smart growth related conference to make presentations on Honolulu's efforts and learn from other cities experiences.

b. Task Budget

Cost: \$ 30,000

c. Schedule

Task Start Date: August 2014
Task Completion Date: December 2017

d. Deliverables

Reports to EPA include:

- Cooperative Agreement Work Plan and Budget
- Environmental Consultant RFP & Contract
- Quarterly progress reports
- Spreadsheet of Assessed Properties
- Quarterly ACRES updates
- Final Summary Report

Administrative deliverables due to the Grant Specialist include:

- Annual Federal Financial Reports (FFR, SF-425)
- Final FFR
- MBE/WBE Utilization Reports

Task 2 - Community Outreach**a. Task Description**

Project staff will work with a consultant to create a Public Involvement Plan (PIP) and will identify a group of stakeholders to serve on a Brownfields Advisory Committee. Staff will work the consultant and the Hawaii Department of Health (HDOH) to prepare fact sheets and presentation materials for Brownfields Seminars. The City and the HDOH will co-host 2-3 Brownfields Seminars and other community meetings for property owners, developers, and the general public. Project staff will create a project webpage and will provide project information and updates through social media outlets.

b. Task Budget

Cost: \$17,750

c. Schedule – Community Outreach

Task Start Date: March 2015
Task Completion Date: October 2015

d. Deliverables

- Public Involvement Plan (PIP)
- Fact sheets and other presentation materials

- Notes from seminars and other community meetings
- Website for project

Task 3 - Conduct Inventory, Site Selection and Site Approval

a. Task Description

The City will work with a consultant to create a GIS-based, prioritized inventory of potential Brownfield sites. The list will be prioritized by 1) site readiness for redevelopment, 2) alignment between site proposals and TOD plans for the specific area, 3) Property owner interest and participation, 4) catalytic development potential of the site, and 5) ability to leverage other funds for remediation and redevelopment. The City will work with the consultant, the HDOH and the EPA to get approval for the highest ranking sites identified in the inventory.

b. Task Budget

Cost: \$15,000

c. Schedule

Task Start Date: January 2015
Task Completion Date: April 2015

d. Deliverables

- GIS-based inventory of potential brownfield sites
- Final criteria for ranking sites
- Ranked list of sites
- Site approval forms

Task 4 - Conduct Phase I Activities

a. Task Description

Once the list of prioritized sites has been finalized and sites approved, project staff will oversee up to 12 Phase I Environmental Site Assessments in the project area.

b. Task Budget

Cost: \$36,000

c. Schedule

Task Start Date: November 2015
Task Completion Date: October 2016

d. Deliverables:

- Up to 12 Phase I (AAI) reports
- Updated AAI reports

Task 5 - Conduct Phase II Activities

a. Task Description

Once the list of prioritized sites has been finalized and sites approved, project staff will oversee the completion of up to 10 Phase II Environmental Site Assessments in the project area by the consultant or consultants. Prior to undertaking the Phase II ESAs, the consultant(s) will complete all necessary Quality Assurance Project Plan (QAPP) and/or Sampling and Analysis Plan (SAP) which will be provided to the State and EPA for approval. The cost figures below include the preparation of both the QAPPs and SAPs. To ensure compliance with the National Historic Preservation Act, project staff will provide the EPA with a copy of the contractor's Unanticipated Discovery Plan.

b. Task Budget

Cost: \$226,250

c. Schedule

Task Start Date: February 2016
Task Completion Date: September 2017

d. Deliverables

- Up to 10 ASTM Phase II reports

Task 6 - Cleanup Plans/End-Use Planning/Health Monitoring

a. Task Description

The City will work with their consultant and property owners to develop Remedial Clean up Plans for up to four (4) properties on which ESAs were completed.

b. Task Budget

Cost: \$75,000

c. Schedule

Task Start Date: April 2017
Task Completion Date: September 2017

d. Deliverables

- Remedial Clean-up Plans for 4 Properties

E. Schedule of Milestones & Deliverables

Date	Task	Deliverable
Aug. '14	1 - Project Management	Cooperative Agreement Work Plan & Budget
Nov. '14	1 - Project Management	Environmental Consultant RFP
Jan. '15	1 - Project Management	Environmental Consultant Contract
Jan. '15	1 - Project Management	Quarterly Reports
Mar. '15	2 - Community Outreach	Public Involvement Plan (PIP)
Apr. '15	3 - Inventory	Ranked List of Sites
Apr. '15	3 - Inventory	GIS-based Inventory of Sites
Apr. '15	3 - Inventory	Criteria for Ranking Sites
Apr. '15	1 - Project Management	Quarterly Reports
May. '15	2 - Community Outreach	Project Website
May. '15	2 - Community Outreach	Fact Sheets & Presentation Materials
Jun. '15	2 - Community Outreach	Site Approval Forms
Jul. '15	1 - Project Management	Quarterly Reports
Oct. '15	2 - Community Outreach	Notes from Seminars & Other Meetings
Oct. '15	1 - Project Management	Quarterly Reports
Nov. '15 - Oct. '16	4 - Conduct Phase I Activities	Phase I (AAI) Reports
Jan. '16	1 - Project Management	Quarterly Reports
Feb. '16	5 - Conduct Phase II Activities	Draft QAPP or SAP
Apr. '16	1 - Project Management	Quarterly Reports
Apr. '16	5 - Conduct Phase II Activities	Final QAPP or SAP
Apr. '16 - Sep. '17	5 - Conduct Phase II Activities	Phase II (ASTM) Reports
Jul. '16	1 - Project Management	Quarterly Reports
Oct. '16	1 - Project Management	Quarterly Reports
Jan. '17	1 - Project Management	Quarterly Reports
Apr. '17	1 - Project Management	Quarterly Reports
Apr. '17 - Sep. '17	6 - Cleanup Plans	Up to 4 Remedial Cleanup Plans
Jul. '17	1 - Project Management	Quarterly Reports
Oct. '17	1 - Project Management	Quarterly Reports
Dec. '17	1 - Project Management	Final Report and Closeout

F. Budget Summary

	Task 1	Task 2	Task 3	Task 4	Task 5	Task 6	Total
	Project Management	Community Outreach	Inventory	Phase I	Phase II	Cleanup & End-Use Plans/Health Monitoring	
Personnel	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Fringe	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Travel	\$30,000	\$0	\$0	\$0	\$0	\$0	\$30,000
Supplies	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Equipment	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Contractual	\$0	\$17,750	\$15,000	\$36,000	\$226,250	\$75,000	\$370,000
Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Grant Total	\$30,000	\$17,750	\$15,000	\$36,000	\$226,250	\$75,000	\$400,000

BUDGET INFORMATION - Non-Construction Programs

OMB Approval No. 0348-0044

SECTION A - BUDGET SUMMARY

SECTION A - BUDGET SUMMARY						
Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. Project Management	66.818	\$	\$	\$ 30,000.00	\$	\$ 30,000.00
2. Outreach & Inventory	66.818			32,750.00		32,750.00
3. Phase I & II ESAs	66.818			262,250.00		262,250.00
4. Cleanup Plans	66.818			75,000.00		75,000.00
5. Totals		\$	\$ 0.00	\$ 400,000.00	\$ 0.00	\$ 400,000.00

SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY					Total (5)
	(1) Project Management	(2) Outreach & Inventory	(3) Phase I & II ESAs	(4) Cleanup Plans		
a. Personnel	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	0.00
b. Fringe Benefits	0.00	0.00	0.00	0.00	0.00	0.00
c. Travel	30,000.00	0.00	0.00	0.00	0.00	30,000.00
d. Equipment	0.00	0.00	0.00	0.00	0.00	0.00
e. Supplies	0.00	0.00	0.00	0.00	0.00	0.00
f. Contractual	0.00	32,750.00	262,250.00	75,000.00		370,000.00
g. Construction	0.00	0.00	0.00	0.00	0.00	0.00
h. Other	0.00	0.00	0.00	0.00	0.00	0.00
i. Total Direct Charges (sum of 6a-6h)	30,000.00	32,750.00	262,250.00	75,000.00		400,000.00
j. Indirect Charges						0.00
k. TOTALS (sum of 6i and 6j)	\$ 30,000.00	\$ 32,750.00	\$ 262,250.00	\$ 75,000.00	\$	400,000.00

7. Program Income	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	0.00
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Previous Edition Usable

Standard Form 424A (Rev. 7-97)
Prescribed by OMB Circular A-102

SECTION C - NON-FEDERAL RESOURCES						
(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS		
8. Project Management	\$	\$	\$	\$	0.00	0.00
9. Outreach & Inventory					0.00	0.00
10. Phase I & II ESAs					0.00	0.00
11. Cleanup Plans					0.00	0.00
12. TOTAL (sum of lines 8-11)	\$	0.00 \$	0.00 \$	0.00 \$	0.00	0.00
SECTION D - FORECASTED CASH NEEDS						
	Total for 1st Year	1st Quarter		2nd Quarter		4th Quarter
	\$					
13. Federal	42,750.00 \$	2,500.00 \$	10,000.00 \$	17,750.00 \$	12,500.00	
14. Non-Federal	0.00	0.00	0.00	0.00	0.00	
15. TOTAL (sum of lines 13 and 14)	42,750.00 \$	2,500.00 \$	10,000.00 \$	17,750.00 \$	12,500.00	
SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT						
(a) Grant Program	FUTURE FUNDING PERIODS (Years)					
	(b) First	(c) Second	(d) Third	(e) Fourth		
16. Project Management	10,000.00 \$	10,000.00 \$				
17. Outreach & Inventory	0.00	0.00				
18. Phase I & II ESAs	136,000.00	126,250.00				
19. Cleanup Plans	0.00	75,000.00				
20. TOTAL (sum of lines 16-19)	146,000.00 \$	211,250.00 \$	0.00 \$	0.00 \$	0.00	0.00
SECTION F - OTHER BUDGET INFORMATION						
21. Direct Charges:		22. Indirect Charges:				
\$400,000		\$0				
23. Remarks:						

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

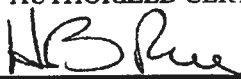
PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

- | | |
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| <ol style="list-style-type: none"> 1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application. 2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives. 3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain. 4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency. 5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F). 6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), which prohibits discrimination on the | <ol style="list-style-type: none"> basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VII of the Civil Rights Act of 1968 (42 U.S.C. 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application. 7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases. 8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds. |
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<p>9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. 276a to 276a-7), the Copeland Act (40 U.S.C. 276c and 18 U.S.C. 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333), regarding labor standards for federally-assisted construction subagreement.</p> <p>10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.</p> <p>11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in flood plains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).</p>	<p>12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 et seq.) Related to protecting components or potential components of the national wild and scenic rivers system.</p> <p>13. Will assist the awarding agency in assuring compliance will Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).</p> <p>14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.</p> <p>15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) Pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.</p> <p>16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4801 et seq.) Which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.</p> <p>17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."</p> <p>18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.</p>
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SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Community Building and TOD Administrator	
APPLICANT ORGANIZATION City and County of Honolulu		DATE SUBMITTED

EPA Project Control Number

CERTIFICATION REGARDING LOBBYING

CERTIFICATION FOR CONTRACTS, GRANTS, LOANS AND COOPERATIVE AGREEMENTS

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including sub-contracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31 U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Harrison Rue, Community Building and TOD Administrator

Typed Name & Title of Authorized Representative



Signature and Date of Authorized Representative

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

(See reverse for public burden disclosure.)

Approved by OMB

0348-0046

1. Type of Federal Action: <input checked="" type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance		2. Status of Federal Action: <input checked="" type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award		3. Report Type: <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change For Material Change Only: year _____ quarter _____ date of last report _____	
4. Name and Address of Reporting Entity: <input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known: City and County of Honolulu 650 South King Street, 7th Floor Honolulu, HI 96813 Congressional District, if known: Hawaii 1st			5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime: Congressional District, if known:		
6. Federal Department/Agency: Environmental Protection Agency			7. Federal Program Name/Description: Brownfields Assessment Grant Program CFDA Number, if applicable: 66.818		
8. Federal Action Number, if known:			9. Award Amount, if known: \$ 400,000		
10. a. Name and Address of Lobbying Registrant (if individual, last name, first name, MI): No lobbying activities			b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI): No lobbying activities		
11. ation requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.			Signature: <u>Harrison Rue</u> Print Name: <u>Harrison Rue</u> Title: <u>Community Building and TOD Administrator</u> Telephone No.: <u>808.768.8294</u> Date: <u>7/07/14</u>		
Federal Use Only:			Authorized for Local Reproduction Standard Form LLL (Rev. 4/2012)		

**KEY CONTACTS FORM**

Authorized Representative: *Original awards and amendments will be sent to this individual for review and acceptance, unless otherwise indicated.*

Name: Harrison Rue

Title: Community Building and TOD Administrator

Complete Address: 650 South King Street, 7th Floor

Honolulu, HI 96813-3078

Phone Number: 808.768.8294

Payee: *Individual authorized to accept payments.*

Name: Catherine Ledward

Title: Fiscal Officer

Mail Address: 650 South King Street, 7th Floor

Honolulu, HI 96813-3078

Phone Number: 808.768.8640

Administrative Contact: *Individual from Sponsored Program Office to contact concerning administrative matters (i.e., indirect cost rate computation, rebudgeting requests etc.)*

Name: Shem Lawlor

Title: Transit-Oriented Development Planner

Mailing Address: 650 South King Street, 7th Floor

Honolulu, HI 96813-3078

Phone Number: 808.768.8046

FAX Number: 808.768.6743

E-Mail Address: slawlor@honolulu.gov

Principal Investigator: *Individual responsible for the technical completion of the proposed work.*

Name: Shem Lawlor

Title: Transit-Oriented Development Planner

Mailing Address: 650 South King Street, 7th Floor

Honolulu, HI 96813-3078

Phone Number: 808.768.8046

FAX Number: 808.768.6743

E-Mail Address: slawlor@honolulu.gov

Web URL: www.todhonolulu.gov, www.honoluludpp.org

EPA Form 4700-4 (Rev. 04/2009). Previous editions are obsolete.

Instructions for EPA FORM 4700-4 (Rev. 04/2009)

General

Recipients of Federal financial assistance from the U.S. Environmental Protection Agency must comply with the following statutes and regulations.

Title VI of the Civil Rights Acts of 1964 provides that no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. The Act goes on to explain that the statute shall not be construed to authorize action with respect to any employment practice of any employer, employment agency, or labor organization (except where the primary objective of the Federal financial assistance is to provide employment).

Section 13 of the 1972 Amendments to the Federal Water Pollution Control Act provides that no person in the United States shall on the ground of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under the Federal Water Pollution Control Act, as amended. Employment discrimination on the basis of sex is prohibited in all such programs or activities.

Section 504 of the Rehabilitation Act of 1973 provides that no otherwise qualified individual with a disability in the United States shall solely by reason of disability be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. Employment discrimination on the basis of disability is prohibited in all such programs or activities.

The Age Discrimination Act of 1975 provides that no person on the basis of age shall be excluded from participation under any program or activity receiving Federal financial assistance. Employment discrimination is not covered. Age discrimination in employment is prohibited by the Age Discrimination in Employment Act administered by the Equal Employment Opportunity Commission.

Title IX of the Education Amendments of 1972 provides that no person in the United States on the basis of sex shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance. Employment discrimination on the basis of sex is prohibited in all such education programs or activities. Note: an education program or activity is not limited to only those conducted by a formal institution.

40 C.F.R. Part 5 implements Title IX of the Education Amendments of 1972.

40 C.F.R. Part 7 implements Title VI of the Civil Rights Act of 1964, Section 13 of the 1972 Amendments to the Federal Water Pollution Control Act, and Section 504 of The Rehabilitation Act of 1973.

The Executive Order 13166 (E.O. 13166) entitled; "Improving Access to Services for Persons with Limited English Proficiency" requires Federal agencies work to ensure that recipients of Federal financial assistance provide meaningful access to their LEP applicants and beneficiaries.

Items

"Applicant" means any entity that files an application or unsolicited proposal or otherwise requests EPA assistance. 40 C.F.R. §§ 5.105, 7.25.

"Recipient" means any entity, other than applicant, which will actually receive EPA assistance. 40 C.F.R. §§ 5.105, 7.25.

"Civil rights lawsuits and administrative complaints" means any lawsuit or administrative complaint alleging discrimination on the basis of race, color, national origin, sex, age, or disability pending or decided against the applicant and/or entity which actually benefits from the grant, but excluding employment complaints not covered by 40 C.F.R. Parts 5 and 7. For example, if a city is the named applicant but the grant will actually benefit the Department of Sewage, civil rights lawsuits involving both the city and the Department of Sewage should be listed.

"Civil rights compliance review" means any review assessing the applicant's and/or recipient's compliance with laws prohibiting discrimination on the basis of race, color, national origin, sex, age, or disability.

Submit this form with the original and required copies of applications, requests for extensions, requests for increase of funds, etc. Updates of information are all that are required after the initial application submission.

If any item is not relevant to the project for which assistance is requested, write "NA" for "Not Applicable."

In the event applicant is uncertain about how to answer any questions, EPA program officials should be contacted for clarification.

* Questions VII – XI are for informational use only and will not affect an applicant's grant status. However, applicants should answer all questions on this form. (40 C.F.R. Parts 5 and 7).

** Note: Signature appears in the Approval Section of the EPA Comprehensive Administrative Review For Grants/Cooperative Agreements & Continuation/Supplemental Awards form.

Approval indicates, in the reviewer's opinion, questions I – VI of Form 4700-4 comply with the preaward administrative requirements for EPA assistance.

"Burden Disclosure Statement"

EPA estimates public reporting burden for the preparation of this form to average 30 minutes per response. This estimate includes the time for reviewing instructions, gathering and maintaining the data needed and completing and reviewing the form. Send comments regarding the burden estimate, including suggestions for reducing this burden, to U.S. EPA, Attn: Collection Strategies Division (MC 2822T), Office of Information Collection, 1200 Pennsylvania Ave., NW, Washington, D.C. 20460; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503.

The information on this form is required to enable the U.S. Environmental Protection Agency to determine whether applicants and prospective recipients are developing projects, programs and activities on a nondiscriminatory basis as required by the above statutes and regulations.